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**TRANSMITTAL
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/841,363
	Filing Date	April 24, 2001
	First Named Inventor	Labuda et al.
	Art Unit	1743
	Examiner Name	J. Nagpaul
Total Number of Pages in This Submission	Attorney Docket Number	2181-4785.2US (98-55 D2)

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment in response to Notice of Non-Compliant Amendment dated September 18, 2006 <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) ____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks The Commissioner is authorized to charge any additional fees required but not submitted with any document or request requiring fee payment under 37 C.F.R. §§ 1.16 AND 1.17 TO Deposit Account 20-1469 during pendency of this application.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm	TraskBritt, P.C.		
Signature			
Printed Name	Brick G. Power		
Date	October 18, 2006	Reg. No.	38,581

CERTIFICATE OF TRANSMISSION/MAILING

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Signature			
Typed or printed name	Erika Gandre	Date	October 18, 2006

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Labuda et al.

Serial No.: 09/841,363

Filed: April 24, 2001

For: OXYGEN MONITORING
APPARATUS

Confirmation No.: 6854

Examiner: J. Nagpaul

Group Art Unit: 1743

Attorney Docket No.: 2181-4785.2US
98-55 02

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail on the date of deposit shown below with sufficient postage and in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

October 18, 2006
Date

Signature

Erika Gandre
Name (Type/Print)

AMENDMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Amendment follows the Office Action of May 30, 2006, and the Notice of Non-Compliant Amendment dated September 18, 2006, the shortened statutory period for response to which expires on October 18, 2006.

A listing of claims, in which amendments to the claims are set forth, begins on page 2 of this paper; and

Remarks start at page 8 of this paper.